

ANSDue, TRANSOUT

**U.S. Bankruptcy Court  
District of Delaware (Delaware)  
Adversary Proceeding #: 04-54842-JHW**

*Assigned to:* Judith H. Wizmur

*Related BK Case:* 00-04398

*Related BK Title:* LERNOUT & HAUSPIE  
SPEECH PRODUCTS N.V. and Lernout &  
Hauspie Speech Products N.V., et al.

*Demand:* \$340000

*Nature of Suit:* 498

*Date Filed:* 08/02/04

**Plaintiff**

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**Scott L. Baena, Litigation  
Trustee of the Lernout &  
Hauspie Speech Products, N.V.  
Litigation Trust**

represented by **Lisa L. Coggins**  
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V.

**Defendant**

**KPMG LLP**

represented by **Brett Fallon**

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**Klynveld Peat Marwick  
Goerdeler Bedrijfsrevisoren**

<b>Filing Date</b>	<b>#</b>	<b>Docket Text</b>
08/02/2004	<a href="#"><u>1</u></a>	Complaint by Scott L. Baena, Litigation Trustee of the Lernout & Hauspie Speech Products, N.V. Litigation Trust against KPMG LLP, Klynveld Peat Marwick Goerdeler Bedrijfsrevisoren. Fee Amount \$150 Nature of Suit: 498 (Other Action). AP Summons Served due date: 11/30/2004. (Tacconelli, Theodore) (Entered: 08/02/2004)

08/02/2004	<a href="#"><u>2</u></a>	Receipt of filing fee for Complaint(04-54842-JHW) [cmp,cmp] ( 150.00). Receipt Number 0311B1598840, amount \$ 150.00. (U.S. Treasury) (Entered: 08/02/2004)
08/02/2004	<a href="#"><u>3</u></a>	Summons and Notice of Pretrial Conference Served on Defendant KPMG LLP. (related document <a href="#"><u>1</u></a> ) Pretrial Conference set for 9/21/2004 at 02:00 PM (check with court for location). Answer due date: 9/1/2004. (Attachments: # <a href="#"><u>1</u></a> Certificate of Service) (Coggins, Lisa) (Entered: 08/02/2004)
10/04/2004	<a href="#"><u>4</u></a>	Motion to Transfer Adversary To Another District -- <i>KPMG LLP's MOTion To Transfer The Action To The District Of Massachusetts</i> Filed by KPMG LLP. (Attachments: # <a href="#"><u>1</u></a> Attachment - Opening Brief In Support Of KPMG LLP's Motion To Transfer The Action To The District Of Massachusetts# <a href="#"><u>2</u></a> Declaration Of Douglas N. Candeub In Support Of KPMG LLP's Motion To Transfer Action To The District Of Massachusetts# <a href="#"><u>3</u></a> Exhibit A# <a href="#"><u>4</u></a> Exhibit B# <a href="#"><u>5</u></a> Exhibit C-1# <a href="#"><u>6</u></a> Exhibit C-2, Part 1# (7) Exhibit C-2, Part 2# <a href="#"><u>8</u></a> Exhibit C-2, Part 3# <a href="#"><u>9</u></a> Exhibit C-2, Part 4# <a href="#"><u>10</u></a> Exhibit C-3, Part 1# <a href="#"><u>11</u></a> Exhibit C-3, Part 2# <a href="#"><u>12</u></a> Exhibit C-3, Part 3# <a href="#"><u>13</u></a> Exhibit C-4, Part 1# <a href="#"><u>14</u></a> Exhibit C-4, Part 2# <a href="#"><u>15</u></a> Exhibit C-5, Part 1# <a href="#"><u>16</u></a> Exhibit C-5, Part 2# <a href="#"><u>17</u></a> Exhibit C-5, Part 3# <a href="#"><u>18</u></a> Exhibit C-5, Part 4# <a href="#"><u>19</u></a> Exhibit C-6, Part 1# <a href="#"><u>20</u></a> Exhibit C-6, Part 2# <a href="#"><u>21</u></a> Exhibit C-6, Part 3# <a href="#"><u>22</u></a> Exhibit C-6, Part 4# <a href="#"><u>23</u></a> Exhibit D# <a href="#"><u>24</u></a> Exhibit E# <a href="#"><u>25</u></a> Proposed Form of Order # <a href="#"><u>26</u></a> Affidavit of Service) (Candeub, Douglas) (Entered: 10/04/2004)
10/04/2004	<a href="#"><u>5</u></a>	Opening Brief ( <i>Corrected</i> ) in Support of KPMG LLP's Motion to Transfer the Action to the District of Massachusetts (related document(s) <a href="#"><u>4</u></a> ) Filed by KPMG LLP (Candeub, Douglas) (Entered: 10/04/2004)

10/15/2004	<a href="#"><u>6</u></a>	Motion to Extend Time <i>Litigation Trustee's Motion to Extend Deadline to File Response to KPMG LLP's Motion to Transfer the Action to the District of Massachusetts</i> (related document(s) <a href="#"><u>4</u></a> ) Filed by Scott L. Baena, Litigation Trustee of the Lernout & Hauspie Speech Products, N.V. Litigation Trust.. (Attachments: # <a href="#"><u>1</u></a> Proposed Form of Order # <a href="#"><u>2</u></a> Certificate of Service) (Coggins, Lisa) (Entered: 10/15/2004)
10/18/2004	<a href="#"><u>7</u></a>	Motion to Approve -- <i>KPMG LLP's Cross-Motion For Expedited Consideration of Transfer Motion And For Enlargement Of Time To Respond To The Complaint</i> (related document(s) <a href="#"><u>4</u></a> ) Filed by KPMG LLP.. (Attachments: # <a href="#"><u>1</u></a> Proposed Form of Order # <a href="#"><u>2</u></a> Affidavit of Service) (Fallon, Brett) (Entered: 10/18/2004)
10/18/2004	<a href="#"><u>8</u></a>	Brief -- <i>Defendant KPMG LLP's Opposition To Litigation Trustee's Motion To Extend Deadline To File Response To Transfer Motion And Cross-Motion For Expedited Consideration Of Transfer Motion And For Enlargement Of Time To Repond To The Complaint</i> (related document(s) <a href="#"><u>6</u></a> , <a href="#"><u>7</u></a> ) Filed by KPMG LLP (Attachments: # <a href="#"><u>1</u></a> Exhibit A# <a href="#"><u>2</u></a> Affidavit of Service) (Fallon, Brett) (Entered: 10/18/2004)
10/19/2004	<a href="#"><u>9</u></a>	Affidavit/Declaration of Service ( <i>Supplemental</i> ) of <i>Andrea L. Del Collo</i> (related document(s) <a href="#"><u>6</u></a> ) Filed by Scott L. Baena, Litigation Trustee of the Lernout & Hauspie Speech Products, N.V. Litigation Trust (Tacconelli, Theodore) (Entered: 10/19/2004)
10/22/2004	<a href="#"><u>10</u></a>	Notice of Hearing -- <i>Notice of Hearing on Motions</i> Filed by KPMG LLP. Hearing scheduled for 10/28/2004 at 10:00 AM at U.S. Bankruptcy Court, District of Delaware, 824 Market Street, 3rd Floor, Wilmington, DE 19801. (Attachments: # <a href="#"><u>1</u></a> Certificate of Service)(Candeub, Douglas) (Entered: 10/22/2004)

10/25/2004	<a href="#"><u>11</u></a>	Reply / <i>Litigation Trustee's Reply To Defendant KPMG LLP's Opposition To Litigation Trustee's Motion To Extend Deadline To File Response To Transfer Motion</i> (related document(s) <a href="#"><u>7</u></a> ) Filed by Scott L. Baena, Litigation Trustee of the Lernout & Hauspie Speech Products, N.V. Litigation Trust (Attachments: # <a href="#"><u>1</u></a> Certificate of Service) (Tacconelli, Theodore) (Entered: 10/25/2004)
10/27/2004	<a href="#"><u>12</u></a>	Motion to Appear pro hac vice -- <i>Motion and Order For Admission Pro Hac Vice of Julian J. Moore, Esquire</i> Filed by KPMG LLP. (Attachments: # <a href="#"><u>1</u></a> Affidavit of Service) (Fallon, Brett) (Entered: 10/27/2004)
10/27/2004	<a href="#"><u>13</u></a>	Motion to Appear pro hac vice -- <i>Motion and Order For Admission Pro Hac Vice of Sean Knowles, Esquire</i> Filed by KPMG LLP. (Attachments: # <a href="#"><u>1</u></a> Affidavit of Service) (Fallon, Brett) (Entered: 10/27/2004)
10/27/2004	<a href="#"><u>14</u></a>	Motion to Appear pro hac vice -- <i>Motion and Order For Admission Pro Hac Vice of Suong T. Nguyen, Esquire</i> Filed by KPMG LLP. (Attachments: # <a href="#"><u>1</u></a> Affidavit of Service) (Fallon, Brett) (Entered: 10/27/2004)
10/27/2004	<a href="#"><u>15</u></a>	Motion to Appear pro hac vice -- <i>Motion and Order For Admission Pro Hac Vice of Michael P. Carroll, Esquire</i> Filed by KPMG LLP. (Attachments: # <a href="#"><u>1</u></a> Affidavit of Service) (Fallon, Brett) (Entered: 10/27/2004)
10/27/2004	<a href="#"><u>16</u></a>	Motion to Appear pro hac vice -- <i>Motion and Order For Admission Pro Hac Vice of Michael S. Flynn, Esquire</i> Filed by KPMG LLP. (Attachments: # <a href="#"><u>1</u></a> Affidavit of Service) (Fallon, Brett) (Entered: 10/27/2004)

10/29/2004	<a href="#"><u>17</u></a>	Certification of Counsel (related document(s) <a href="#"><u>4</u></a> , <a href="#"><u>6</u></a> , <a href="#"><u>7</u></a> ) Filed by KPMG LLP (Attachments: # <a href="#"><u>1</u></a> Proposed Form of Order # <a href="#"><u>2</u></a> Affidavit of Service) (Candeub, Douglas) (Entered: 10/29/2004)
11/09/2004	<a href="#"><u>18</u></a>	Response to <i>Litigation Trustee's Opposition to Defendant KPMG LLP's Motion to Transfer and Memorandum of Law</i> (related document(s) <a href="#"><u>4</u></a> ) Filed by Scott L. Baena, Litigation Trustee of the Lernout & Hauspie Speech Products, N.V. Litigation Trust (Attachments: # <a href="#"><u>1</u></a> Exhibit 1# <a href="#"><u>2</u></a> Exhibit 2# <a href="#"><u>3</u></a> Exhibit 3# <a href="#"><u>4</u></a> Certificate of Service) (Coggins, Lisa) (Entered: 11/09/2004)
11/09/2004	<a href="#"><u>19</u></a>	Scheduling Order. (related document(s) <a href="#"><u>4</u></a> , <a href="#"><u>6</u></a> , <a href="#"><u>7</u></a> , <a href="#"><u>17</u></a> ). Signed on 11/1/2004. (LCN, ) (Entered: 11/09/2004)
11/10/2004	<a href="#"><u>20</u></a>	Order Granting Motion To Appear pro hac vice of Julian J. Moore (Related Doc # <a href="#"><u>12</u></a> ) Order Signed on 11/1/2004. (TK, ) (Entered: 11/10/2004)
11/10/2004	<a href="#"><u>21</u></a>	Order Granting Motion To Appear pro hac vice of Sean Knowles (Related Doc # <a href="#"><u>13</u></a> ) Order Signed on 11/1/2004. (TK, ) (Entered: 11/10/2004)
11/10/2004	<a href="#"><u>22</u></a>	Order Granting Motion To Appear pro hac vice of Suong T. Nguyen (Related Doc # <a href="#"><u>14</u></a> ) Order Signed on 11/1/2004. (TK, ) (Entered: 11/10/2004)
11/10/2004	<a href="#"><u>23</u></a>	Order Granting Motion To Appear pro hac vice of Michael P. Carroll (Related Doc # <a href="#"><u>15</u></a> ) Order Signed on 11/1/2004. (TK, ) (Entered: 11/10/2004)
11/10/2004	<a href="#"><u>24</u></a>	Order Granting Motion To Appear pro hac vice of Michael S. Flynn (Related Doc # <a href="#"><u>16</u></a> ) Order Signed on 11/1/2004. (TK, ) (Entered: 11/10/2004)
11/10/2004	<a href="#"><u>25</u></a>	Notice of Service <i>Notice of Filing</i> (related document(s) <a href="#"><u>18</u></a> ) Filed by Scott L. Baena, Litigation

		Trustee of the Lernout & Hauspie Speech Products, N.V. Litigation Trust (related document(s) <a href="#">18</a> ). (Attachments: # <a href="#">1</a> Attachment # <a href="#">2</a> Certificate of Service)(Coggins, Lisa) (Entered: 11/10/2004)
11/11/2004	<a href="#">26</a>	Stipulation Between Scott L. Baena, Litigation Trustee of the Lernout & Hauspie Speech Products, N.V. Litigation Trust and Klynveld Peat Marwick Goerdeler Bedrijfsrevisoren. Filed by Scott L. Baena, Litigation Trustee of the Lernout & Hauspie Speech Products, N.V. Litigation Trust.. (Attachments: # <a href="#">1</a> Certificate of Service) (Tacconelli, Theodore) (Entered: 11/11/2004)
11/15/2004	<a href="#">27</a>	Memorandum of Law -- <i>KPMG LLP's Reply Memorandum of Law in Further Support of its Motion to Transfer the Action to the District of Massachusetts</i> (related document(s) <a href="#">18</a> ) Filed by KPMG LLP (Attachments: # <a href="#">1</a> Exhibit A, Part 1# <a href="#">2</a> Exhibit A, Part 2# <a href="#">3</a> Exhibit B, Part 1# <a href="#">4</a> Exhibit B, Part 2# <a href="#">5</a> Exhibit B, Part 3# <a href="#">6</a> Exhibit B, Part 4# <a href="#">7</a> Exhibit C# <a href="#">8</a> Exhibit D# <a href="#">9</a> Exhibit E# <a href="#">10</a> Exhibit F# <a href="#">11</a> Exhibit G# <a href="#">12</a> Exhibit H# <a href="#">13</a> Exhibit I# <a href="#">14</a> Affidavit of Service) (Candeub, Douglas) Modified on 11/16/2004 (MJY, ). (Entered: 11/15/2004)
11/19/2004	<a href="#">28</a>	Notice of Agenda of Matters Scheduled for Hearing <i>[TELEPHONIC] on November 23, 2004 at 3:00 p.m.</i> Filed by Scott L. Baena, Litigation Trustee of the Lernout & Hauspie Speech Products, N.V. Litigation Trust. Hearing scheduled for 11/23/2004 at 03:00 PM (check with court for location). (Attachments: # <a href="#">1</a> Certificate of Service)(Coggins, Lisa) (Entered: 11/19/2004)
11/24/2004	<a href="#">29</a>	Order And Stipulation Granting The Stipulation Between Scott L. Baena, Litigation Trustee of the Lernout & Hauspie Speech Products, N.V. Litigation Trust and Klynveld Peat Marwick Goerdeler Bedrijfsrevisoren. (Related Doc # <a href="#">26</a> ) Signed on



		11/16/2004. (JMP, ) (Entered: 11/24/2004)
11/29/2004	<a href="#"><u>30</u></a>	(ENTERED IN ERROR) Order Granting Motion To Transfer Venue to District Of Massachusetts Signed on 11/23/2004. (Related Doc # <a href="#"><u>4</u></a> , <a href="#"><u>28</u></a> ) (DKF, ) Modified Date Signed on 11/29/2004 (DKF, ). Modified on 11/30/2004 (DKF, ). (Entered: 11/29/2004)
11/29/2004	<a href="#"><u>31</u></a>	Order and Stipulation Between Scott L. Baena, Litigation Trustee of the Lernout & Hauspie Speech Products, N.V. Litigation Trust and Klynveld Peat Marwick Goerdeler Bedrijfsrevisoren Signed on 11/23/2004. (related document(s) <a href="#"><u>26</u></a> ) (DKF, ) (Entered: 11/29/2004)
11/30/2004	<a href="#"><u>32</u></a>	Proceeding Memo Regarding Minutes of Telephone Conference Call Held November 23, 2004. (related document(s) <a href="#"><u>28</u></a> , <a href="#"><u>4</u></a> ) (DKF, ) (Entered: 11/30/2004)
11/30/2004	<a href="#"><u>33</u></a>	Transmittal of Transfer of Venue to USDC District of Massachusetts (related document(s) <a href="#"><u>29</u></a> , <a href="#"><u>31</u></a> , <a href="#"><u>4</u></a> ) (LMD, ) (Entered: 11/30/2004)
12/02/2004	<a href="#"><u>34</u></a>	Certification of Counsel (related document(s) <a href="#"><u>4</u></a> ) Filed by KPMG LLP (Attachments: # <a href="#"><u>1</u></a> Proposed Form of Order # <a href="#"><u>2</u></a> Affidavit of Service) (Fallon, Brett) (Entered: 12/02/2004)
12/11/2004	<a href="#"><u>35</u></a>	Notice of Receipt of Record of Entire Case File to the United States District Court for the District of Massachusetts (related document(s) <a href="#"><u>30</u></a> , <a href="#"><u>33</u></a> ) Filed by United States District Court (LMD, ) Modified on 12/16/2004 (LMD, ). (Entered: 12/16/2004)



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